

**COPY FOR CONTINUING
APPLICATION**

DOCKET NO. LEC96-01A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Declaration for Patent Application

As a named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed in the signatory page(s) commencing at page 3 hereof) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PACKET NETWORK MONITORING DEVICE

the specification of which (check one)

☐ is attached hereto.

☒ was filed on March 18, 1996 as United States Application

Number or PCT International Application Serial No. 08/619,934.

and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is known by me to be material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

			Priority Not Claimed
_____ (Number)	_____ (Country)	_____ (Day/Month/Year filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

60/010,719
(Application Number)

January 29, 1996
(Filing Date)

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States

application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information known by me to be material to patentability as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing date)	(Status, patented, pending, abandoned)
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(Application Serial No.)	(Filing date)	(Status, patented, pending, abandoned)
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As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

I also hereby grant additional Powers of Attorney to the following attorney(s) and/or agent(s) to file and prosecute an international application under the Patent Cooperation Treaty based upon the above-identified application, including a power to meet all designated office requirements for designated states:

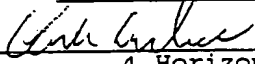
David E. Brook	Reg. No. 22,592	Thomas O. Hoover	Reg. No. 32,470
James M. Smith	Reg. No. 28,043	Alice O. Carroll	Reg. No. 33,542
Leo R. Reynolds	Reg. No. 20,884	N. Scott Pierce	Reg. No. 34,900
Patricia Granahan	Reg. No. 32,227	Richard A. Wise	Reg. No. 18,041
Mary Lou Wakimura	Reg. No. 31,804	J. Grant Houston	Reg. No. 35,900

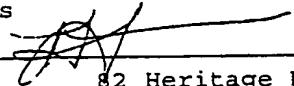
all of Hamilton, Brook, Smith and Reynolds, P.C., Two Militia Drive, Lexington, Massachusetts 02173;

and

Send correspondence to: Leo R. Reynolds, Esq., HAMILTON, BROOK,
SMITH & REYNOLDS, P.C., Two Militia Drive, Lexington, MA 02173
Direct telephone calls to: Leo R. Reynolds, Esq.
(617) 861-6240

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or, any patent issued thereon.

Full name of sole
or first inventor William M. Richardson
Inventor's
Signature  Date 5/11/96
Residence 4 Horizon Farm Drive
Warwick, NY 10990
Citizenship U.S.A.
Post Office Address Same as Above

Full name of second joint
inventor, if any Leslie H. Swanson
Second Inventor's
Signature  Date 5/16/96
Residence 82 Heritage Drive
Tewksbury, MA 01876
Citizenship U.S.A.
Post Office Address Same as Above

Full name of third joint

inventor, if any Ashwin Kovummal

Third Inventor's

Signature [Signature] : Date May-16-96

Residence 1500 Bedford Street, Apt. 206

Stamford, CT 06905

Citizenship INDIA

Post Office Address Same as Above

Full name of fourth joint

inventor, if any Sandeepan Mukherjee

Fourth Inventor's

Signature [Signature] Date May-17-96

Residence 9 Cold Spring Road, Apt. 2B

Stamford, CT 06905

Citizenship INDIAN

Post Office Address Same as Above



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MAY 16, 2001

PTAS



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BLOOMFIELD HILLS. MICHIGAN 48304

65807-0002

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 02/23/2001

REEL/FRAME: 011573/0543
NUMBER OF PAGES: 4

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BIG T-1 COMPANY LLC

DOC DATE: 10/10/2000

ASSIGNEE:

VIGILANT NETWORKS LLC
LIBERTY LANE
C/O GENTEK, INC.
HAMPTON, NEW HAMPSHIRE 03842

SERIAL NUMBER: 09429458
PATENT NUMBER:

FILING DATE: 10/28/1999
ISSUE DATE:

DOROTHY RILEY, PARALEGAL
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

03-14-2001



U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

101636543

al documents or copy thereof.

To the Honorable Commissioner of Patents and Trademarks

1. Name of the conveying party(ies):

Big T-1 Company LLC

☐ Individuals ☐ (Association)
☐ General Partnership ☐ Limited Partnership
☒ Corporation-Delaware ☐ Other:
Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☐ Assignment ☐ Merger
☐ Security Agreement ☒ Change of Name
☐ Other:

Execution Date: October 10, 2000

2. Name and address of receiving party(ies):

Name: Vigilant Networks LLC
Internal Address:

Street Address: c/o GenTek, Inc.
Liberty Lane
Hampton, New Hampshire 03842
City: State: Zip:

Additional name(s) & address(ies) attached? ☐ Yes ☒ No

4. Application number(s) or registration number(s):

A. Patent Application No.(s)

09/429,458

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Michael B. Stewart, Reg. No. 36,018

Internal Address: RADER, FISHMAN & GRAUER PLLC

Street Address: 39533 Woodward Avenue, Suite 140

City: Bloomfield Hills State: Michigan Zip: 48304

6. Total number of applications and patents involved:
one

7. Total fee (37 CFR 3.41):\$ 40.00

☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number: 18-0013

40E

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Michael B. Stewart

Signature

February 20, 2001

Date

Total number of pages including cover sheet, attachments and document: 4 Atty. Docket No: 65,807-0002

R0105573

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State of Delaware
Office of the Secretary of State PAGE 1

I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE RESTATED CERTIFICATE OF "BIG T-1 COMPANY LLC", CHANGING ITS NAME FROM "BIG T-1 COMPANY LLC" TO "VIGILANT NETWORKS LLC", FILED IN THIS OFFICE ON THE TENTH DAY OF OCTOBER, A.D. 2000, AT 2:15 O'CLOCK P.M.



3276700 8100

001510320

Edward J. Freel

Edward J. Freel, Secretary of State

AUTHENTICATION: 0726127

DATE: 10-10-00

**AMENDED AND RESTATED
CERTIFICATE OF FORMATION**


OF

BIG T-1 COMPANY LLC

The name of the limited liability company is Big T-1 Company LLC, so named in the Certificate of Formation filed with the Secretary of State of the State of Delaware on August 18, 2000. This Amended and Restated Certificate of Formation of Big T-1 Company LLC shall be effective upon filing with the Secretary of State of the State of Delaware. This Amended and Restated Certificate has been duly executed and is being filed in accordance with the Delaware Limited Liability Company Act Section 18-208. The Certificate of Formation is amended and restated as follows:

- FIRST.** The name of the limited liability company (the "Company") is Vigilant Networks LLC.
- SECOND.** The address of the registered office of the Company in the State of Delaware is c/o The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, New Castle County, Delaware, 19801.
- THIRD.** The name and address of the registered agent for service of process on the Company in the State of Delaware are The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, New Castle County, Delaware 19801.

IN WITNESS WHEREOF, the undersigned has executed this Amended and Restated Certificate of Formation of Big T-1 Company LLC this 10th day of October, 2000.


Name: Lee Ann Ward
Title: Assistant Secretary and
Authorized Person

***** -IND. XMT JOURNAL- ***** DATE OCT-16-2000 ***** TIME 16:59 *****

DATE/TIME = OCT-16-2000 16:58
JOURNAL No. = 17
COMM.RESULT = OK
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RESOLUTION = STD

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